

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michele Orlando et al. Art Unit : 1623
Serial No. : 10/506,366 Examiner : Everett White
Filed : February 2, 2005 Conf. No. : 1083
Title : COUPLING LOW-MOLECULAR SUBSTANCES TO A MODIFIED
POLYSACCHARIDE

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. §§ 3.73(b) AND 1.321(C)

Pursuant to 37 C.F.R. § 3.73(b), FRESENIUS KABI DEUTSCHLAND GMBH, a corporation, certifies that it is the assignee of the entire right, title, and interest in the present application by virtue of a chain of title from the inventors of the present patent application to the current assignee as shown below:

1. From inventors Michele Orlando and Jurgen Hemberger to Biotechnologie Gesellschaft Mittelhessen mbH. The document was recorded in the Patent and Trademark Office at Reel 15820, Frame 0763 on March 2, 2005.

2. From Biotechnologie Gesellschaft Mittelhessen mbH to Fresenius Kabi Deutschland GmbH. The document was recorded in the Patent and Trademark Office at Reel 016023, Frame 0172 on April 6, 2005.

3. From inventors Klaus Sommermeyer, Wolfram Eichner, Sven Frie, Katharina Lutterbeck, Cornelius Jungheinrich, and Roland Scharpf to Fresenius Kabi Deutschland GmbH. The document was recorded in the Patent and Trademark Office at Reel 021090, Frame 0604 on December 15, 2008.

To the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 C.F.R. § 1.321(c), the assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the present application subsequent to the expiration date of U.S. Patent No. 7,258,661, provided that any

patent granted on the present application shall be enforceable only for and during such period that it is commonly owned with U.S. Patent No. 7,258,661.

The assignee identified above does not disclaim any terminal part of any patent granted on the present application prior to the expiration date of the full statutory term of U.S. Patent No. 7,258,661 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term. The full statutory term of any patent includes any term adjustment under 35 U.S.C. § 154 or § 173. Assignee herein does not disclaim or otherwise affect any part of U.S. Patent No. 7,258,661.

This disclaimer runs with any patent granted on the present application and is binding upon the grantee, its successors or assigns.

Please charge \$140 for the required fee pursuant to 37 C.F.R. § 1.20(d), and apply any other charges or credits, to Deposit Account No. 06-1050.

Respectfully submitted,

Date: November 15, 2010

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